

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with John L. Rooney registration no. 28,898 on March 4, 2008.

2. The application has been amended as follows:

SPECIFICATION:

Starting at page 1 line 6, the Specification has been amended as follows:

U.S. Patent Application No. 09/164,759, now US Patent 6,397,220 filed October 1, 1998, and entitled, "A Common Gateway Which Allows Applets to make program Calls to OLTP Applications Executing on an Enterprise Server"; U.S. Patent Application No. 09/164,932, filed October 1, 1998, and entitled, "Multi-Client User Customized DOM Gateway for an OLTP Enterprise Server Application" now abandoned; US. Patent Application No. 09/164,908, filed October 1, 1998, and entitled, "An Automated development System for Developing Applications that Interface with Both Distributed Component Object model (DOM) and Enterprise Server Environments" now US Patent 6,324,681; U.S. Patent Application No. 09/164,933, filed October 1, 1998, and entitled,

“Providing a Modular Gateway Architecture Which Isolates Attributes of the Client and Server Systems into Independent Components” now US Patent 6,212,546; U.S.

Application No. 09/164,822, filed October 1, 1998, and entitled, “Making CGI Variables and Cookie Information Available to an OLTP System” now US Patent 6,715,080; U.S.

Patent Application No. 09/164,673, filed October 1, 1998,, and entitled, “A Gateway for Dynamically providing Web Site Status Information” now US Patent 6,321,251; U.S.

Patent Application No. 09/164/756, filed October 1, 1998, and entitled, “Development System for Automatically Enabling a Server Application to Execute with an XATMI-compliant transaction MGR :Managing Transactions within Multiple Environments” now US Patent 6,272,675; U.S. Patent Application No. 09/189,053 filed November 9, 1998,

and entitled, “Cool ICE Batch Interface” now US Patent 6,370,532; U.S. Patent

Application No. 09/189,381, filed November 9, 1998, and entitled, “Cool ICE Debug” now US Patent 6,782,386; U.S. Patent Application No. 09/188,628, filed November 9,

1998, and entitled, “Cool ICE Workstation Directory/File Browser” now US Patent 6,411,995; U.S. Patent Application No. 09/188,840, filed November 9, 1998, and

entitled, “Cool ICE Icons” now US Patent 6,351,746; “Cool ICE Service Templates”;

U.S. Patent Application No. 09/189,383, filed November 9, 1998, and entitled,

“Automatic Footer text on HTML Pages” now US Patent 6,662,343; U.S. Patent

Application No. 09/188,725, filed November 9, 1998, and entitled, “State Management” now US Patent 6,324,539; U.S. Patent Application No. 09/189,611, filed November 9,

1998, and entitled, “Cool ICE System Settings” now US Patent 6,415,288; U.S. Patent

Application No. 09/188,807, filed November 9, 1998, and entitled, “Cool ICE Service

Handler" now US Patent 6,370,588; U.S. Patent Application No. 09/189,616, now US Patent 6,446,117 filed November 9, 1998, and entitled, "Server Side Variables" are commonly assigned co-pending applications incorporated herein by reference.

CLAIMS:

Claim 21 has been amended as follows:

21. (Currently Amended) An apparatus comprising:

- a. a user terminal providing access by a human user for generating a service request;
- b. a publicly accessible digital communications network responsively coupled to said user terminal;
- c. a server responsively coupled to said user terminal via said publicly accessible digital communications network;
- d. a data base management system responsively coupled to said server which honors said service request when available; and
- e. an HTML display page containing an unavailability message transferred generated by said server which includes an administration data-base management system that ~~which~~ notifies said human user in response to a service request of unavailability when ~~of~~ said database management system is unavailable to receive and respond to said ~~service request which signifies to said user and~~ that said service request will not be

honored unless reinitiated at a subsequent time when said database management system is available.

3. The following is an examiner's statement of reasons for allowance:

Applicant's arguments filed in the Appeal brief are found persuasive. Prior art reference Bahitia teaches an HTML display page with predefined textual messages. However there is not teaching of a secondary device or database management system protocol as cited in the independent claims. Specifically, with respect to claim 1 the following limitation is not taught: *"a server coupled to said user terminal via said publicly accessible digital communications network and coupled to said data base management system wherein said server includes an administration management system which transfers an availability message as an HTML display page to said user terminal in response to said service request when said data base management system is unavailable to receive and respond to said service request"*. Similar language is recited in independent claims 6, 11, 16 and 21; therefor they are allowed for similar reasons.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

4. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Greta L. Robinson whose telephone number is (571)272-4118. The examiner can normally be reached on M-F 9:30AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Tim T. Vo can be reached on (571)272-3642. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

/Greta L. Robinson/

Primary Examiner, Art Unit 2168

March 04, 2008